

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

ALBERT L. GRAY, Administrator, et al.,
Plaintiffs,

vs.

C.A. No. 04-312L

JEFFREY DERDERIAN, et al.,
Defendants.

ESTATE OF JUDE B. HENAULT, et al.,
Plaintiffs,

vs.

C.A. No. 03-483L

AMERICAN FOAM CORPORATION, et al.,
Defendants.

PLAINTIFFS¹ ASSENTED-TO MOTION TO APPROVE "GOOD FAITH"
SETTLEMENT WITH
INSURANCE INSPECTION DEFENDANTS²
IN ACCORDANCE WITH R.I.G.L. §§ 10-6-7 AND 10-6-8

All Plaintiffs in the pending Station nightclub cases move this Court for an Order approving their gross settlement with the Insurance Inspection Defendants in the total amount of \$262,500, as "good faith" settlements in

¹ All Station Fire Plaintiffs in the cases of Gray, et al. v. Derderian, et al., C.A. No. 04-312L; Napolitano, et al. v. Derderian, et al., C.A. No. 06-080L; Passa, et al. v. Derderian, et al., C.A. No. 03-148L; Kingsley, et al. v. Derderian, et al., C.A. No. 03-208L; Guindon, et al. v. American Foam Corp., et al., C.A. No. 03-335L and Guindon, et al. v. Derderian, et al., C.A. No. 07-366; Henault, et al. v. American Foam Corp., et al., C.A. No. 03-483L; Roderiques, et al. v. American Foam Corp., et al., C.A. No. 04-026L; Sweet, et al. v. American Foam Corp., et al., C.A. No. 04-056L; Paskowski, et al. v. Derderian, et al., C.A. No. 05-002L; Kolasa v. American Foam Corp., et al., C.A. No. 05-070L; Long v. American Foam Corporation, C.A. No. 06-047L; Malagrino v. American Foam Corp., et al., C.A. No. 06-002L; and Gonsalves v. Derderian, et al., C.A. No. 06-076L.

² "Insurance Inspection Defendants" are Anchor Solutions Co., Inc., Essex Insurance Company, V.B. Gifford & Company, Inc., Gresham & Associates of R.I., Inc., Gresham & Associates of Rhode Island, Inc., Multi-State Inspections, Inc., High Caliber Inspections, Inc., Underwriters at Lloyds, London and Surplex Underwriters Inc.

accordance with §§ 10-6-7 and 10-6-8 of the Rhode Island General Laws, so as to extinguish all potential contribution claims by joint tortfeasors against them.

The amounts being paid by each settling Insurance Inspection Defendant are as follows:

Anchor Solutions Company, Inc.	\$ 10,000.00
Essex Insurance Company	\$100,000.00
V.B. Gifford & Company, Inc.	\$ 7,500.00
Gresham & Associates of R.I., Inc. Gresham & Associates of Rhode Island Inc.	\$ 10,000.00
High Caliber Inspections, Inc.	\$ - 0 – ³
Multi-State Inspections, Inc.	\$ - 0 –
Surplex Underwriters Inc.	\$ 35,000.00
Underwriters at Lloyds, London	<u>\$100,000.00</u>
TOTAL:	\$262,500.00

In support of this Motion, Plaintiffs submit the accompanying Memorandum of Law and Affidavit of John P. Baryllick, the contents of which are incorporated by reference in this Motion.

All Insurance Inspection Defendants assent to the instant Motion and have authorized their electronic signatures, below.

³ High Caliber Inspections, Inc. and Multi-State Inspections, Inc. lacked sufficient resources to contribute toward settlement. Appeals of judgments in their favor are, however, being dismissed as part of the global settlement with all Defendants.

Respectfully submitted,

Plaintiffs #13d and e, #17 through #63,
inclusive, #133 through #190, inclusive,
#225 through #233, inclusive, # 240, and
#251 through #257, inclusive, and the
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By their Attorneys,

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/s/ John P. Barylick

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CERTIFICATION

I hereby certify that an exact copy of the within document was electronically submitted to the Electronic Case Filing System of the United States District Court for its distribution to all counsel of record and a copy was electronically mailed to *pro se* defendant on this 21st day of July, 2009.

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